Attorney Docket No. 3939-0118PUS1

BIRCH, STEWART, KOLASCH & BIRCH, LLP

PLEASE NOTE: YOU MUST COMPLETE THE FOLLOWING P.O. Box 747 • Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

Insert Title NOVEL ANTIFUNGAL AGENT CONTAINING HETEROCYCLIC COMPOUND the specification of which is attached hereto. If not attached hereto, the application is identified by the attorney docket number as set forth above and/or the following: The specification was filed on	:	novt to my name: that I veril	m the original, first and (if plural inventors are	t office address and citizenship sole inventor (if only one inven named below) of the subject ma	tor is named				
The specification was filed on	Insert Title:	NOVEL ANTIFUNGAL AGENT CONTAINING HETEROCYCLIC COMPOUND							
and amended on		docket number as set forth above and/or the following:							
and amended on	Fill in Appropriate	The specification was filed o	n	as United States A	Application Number	;			
Attached: and was amended on I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56. I do not know and do the before the same was ever known or used in the United States of America and the contents of the same was ever known or used in the United States of America and the contents of the same was not in public use or on sale in the United States of America on one year prior to this application, that the invention has not been patented or an invention's certificate issued before the date of this application, that the invention has not been patented or an invention, and that no application for patent or inventor's certificate issued before the date of this application, that the invention has been filed in any price of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application, and that no application for patent or inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application, and that no application for patent or inventor's certificate in the application of patent or inventor's certificate in the any in a state of the application of patent or inventor's certificate having a filing date before that of the application on which priority is claimed. Insert Priority Information (if apprepriate) Insert Priority Information (if apprepriate) Insert Provisional Application (if apprepriate) Insert Provisional Application (if apprepriate) Insert Provisional Application Number) (Country) (Country) (Month/Day/Year Filed) Yes No (Month/Day/Year Filed) Yes No (Month/Day/Year Filed) Yes No (Month/Day/Year Filed) Insert Provisional Application Number) (Filing Date) Insert Provisional Application Number) Ins		and amended on	(и а	applicable) and/of					
Attached: and was amended on I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, and an an an analysis of the federal Regulations of the content of the co	For Use Without	the specification was filed on September 27, 2004 as PCT International Application Number PCT/JP2004/014063;							
Insert Provisional Application(s): (if any) (Application Number) (Filing Date) All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs Prior to the Filing Date of This Application: Insert Requested Information (if appropriate) I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) including for continuation-in-part application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application. Insert Prior US. Application(s): (if any) (Application Number) (Filing Date) (Status - patented, pending, abandoned)	Attached: Insert Priority Information	and was amended on I hereby state that I have claims, as amended by any am I acknowledge the duty Federal Regulations, §1.56. I do not know and do no invention thereof, or patented more than one year prior to the more than one year prior to the critificate issued before the defiled by me or my legal represend that no application for punited States of America prior. I hereby claim foreign propatent or inventor's certificate certificate having a filing date Prior Foreign Application 2003-342273 (Number) (Number)	we reviewed and understand the contemendment referred to above. y to disclose information which is may to disclose information which is may be to disclose information which is may be to disclose information which is application, that the same was not shis application, that the invention has late of this application in any country for sentative or assigns more than twelve no patent or inventor's certificate on this part to this application by me or my legal oriority benefits under Title 35, United State listed below and have also identified to before that of the application on which on (S) Japan (Country) Japan (Country) (Country)		tents of the above-identified specification, including the naterial to patentability as defined in Title 37, Code of or used in the United States of America before my or our tion in any country before my or our invention thereof or it in public use or on sale in the United States of America is not been patented or made the subject of an inventor's foreign to the United States of America on an application months (six months for designs) prior to this application, is invention has been filed in any country foreign to the all representatives or assigns, except as follows. I States Code, §119(a)-(d) of any foreign application(s) for ed below any foreign application for patent or inventor's ich priority is claimed: Priority Claimed September 30, 2003 (Month/Day/Year Filed) March 10, 2004 (Month/Day/Year Filed) Yes No (Month/Day/Year Filed) Yes No				
Application (s): (if any) (Application Number) (Application Number) (Application Number) (Application Number) (Filing Date) (Filing Date) All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs Prior to the Filing Date of This Application: Country Application Number Date of Filing (Month/Day/Year) I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application. Insert Prior U.S. Application(s): (if any) (Application Number) (Filing Date) (Status - patented, pending, abandoned)		I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed							
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(Application Number) (Filing.Date) (Status - patented, pending, abandoned)	Application(s):	(Application Number)		Filing Date)	(Status - patented, pending,	(Status - patented, pending, abandoned)			
	(if any)	(Application Number)		Filing Date)		•			

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JWB/RG/lc

I hereby appoint the practitioners at CUSTOMER NO. 02292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

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PLEASE NOTE: YOU MUST COMPLETE THE FOLLOWING:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

			DATE*					
ull Name of First	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE					
r Sole Inventor: nsert Name of Inventor →	Kazutaka NAKAMOTO	INVENTOR'S SIGNATURE Kazutaha Hakamoto	murch, 01,2006					
nsert Date This Document is Signed	Residence (City, State & Country)	CITIZENSHIP						
nsert Residence nsert Citizenship →	Tsukuba-Shi, Ibaraki, Japan		Japan					
men caucamp	MAILING ADDRESS (Complete Street Address							
nsert Post Office Address →	MAILING ADDRESS (Complete Street Address including City, State & Country) c/o Tsukuba Research Laboratories, Eisai Co., Ltd., 1-3, Tokodai 5-chome, Tsukuba-shi, Ibaragi 300-2635, Japan							
		INVENTOR'S SIGNATURE	DATE*					
Pull Name of Second	GIVEN NAME/FAMILY NAME	1 _						
Inventor, if any: see above	Itaru TSUKADA	Itaru Tsukada						
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	c/o Isukuba Research Laboratories, Listr Co., L							
	CHENINANG /EAMI V NAME	INVENTOR'S SIGNATURE	DATE*					
Full Name of Third	GIVEN NAME/FAMILY NAME		DATE* march . 1.2006					
Inventor, if any: see above	Keigo TANAKA	p. Janafi						
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	C/O ISUKUDA RESEARCH LADOTATORIES, ELBAT COI, E	<u>, </u>	•					
	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*					
Pull Name of Fourth Inventor, if any:	Masayuki MATSUKURA		Mark 01 200					
see above	Masayuki WA 130KOKA	M. matsukura						
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	Isukuba-sit, ibarak, jupan	including City State & Country)						
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	c/o Isukuba Kesearch Laboratories, Elsai Co., I	au. 1-5, Tokodal 5-chome, 15-dilas	,,					
	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*					
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	c/o Kasnima Piant, Elsai Co., L1D., 22, sunay	ania, manasa say isaa sa	• 1					
			•					

(Rev. 05/2004)

ull Name of Sixth	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE			DATE* /				
inventur, if any: see above	Satoshi INOUE	Latoshi	Jese.	e l	March 1.2006				
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	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNA	TURE		DATE*				
all Name of Seventh Inventor, if any: see above	Norihiro UEDA	norhing	Treda		march 8,2006				
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Full Name of Ninth Inventor, if any: see above	GIVEN NAME/FAMILY NAME Katsura HATA	INVENTOR'S SIGNA	ATURE 1 of C		DATE 1, ≥ode				
200 120 12	Residence (City, State & Country) Tsukuba-Shi, Ibaraki, Japan	1/000000		CITIZENSI	HIP Japan				
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	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGN.	ATURE		DATE*				
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^{*}DATE OF SIGNATURE